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9 SHERIFF LAURIE SMITH and
10 COUNTY OF SANTA CLARA

11 UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 (San Francisco)

14 TOM SCOCCA, MADISON SOCIETY, INC.,
15 and THE CALGUNS FOUNDATION, INC.,

16 Plaintiffs,

17 v.

18 SHERIFF LAURIE SMITH (In her individual
19 and official capacity.), COUNTY OF SANTA
20 CLARA, and DOES 1 to 20,

21 Defendants.

No. CV11-01318 EMC

22 **STIPULATION AND ORDER**
23 **CONTINUING JANUARY 28, 2016 CASE**
24 **MANAGEMENT CONFERENCE**

25 The parties, by and through their counsel of record, hereby stipulate as follows:

26 1. On January 14, 2013, the Court issued an order staying this case until the Ninth Circuit
27 rules on *Peruta v. County of San Diego*, Case No.: 10-56971 and *Richards v. Prieto (Yolo County)*,
28 Case No.: 11-16255. The Court previously continued case management conferences in this action
on the grounds that *Richards* and *Peruta* were still pending.

2. The Ninth Circuit held oral argument in *Peruta* and *Richards* en banc, on June 16,
2015, but has not yet issued a decision.

3. The parties agree that the January 28, 2016 Case Management Conference should be
continued while the Ninth Circuit considers *en banc* review in *Peruta* and *Richards*.

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1 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
2 “conformed” signature (/S/) within this efiled document.

3 ORRY P. KORB
4 COUNTY COUNSEL

5 Dated: January 14, 2016

By: /S/
6 MELISSA R. KINIYALOCKS
Deputy County Counsel

7 Attorneys for Defendants
8 SHERIFF LAURIE SMITH and
COUNTY OF SANTA CLARA

9
10 LAW OFFICES OF DONALD KILMER

11
12 Dated: January 14, 2016

By: /S/
13 DONALD E.J. KILMER, JR., ESQ.
14 Attorneys for Plaintiffs

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16 **ORDER**

17 The January 28, 2016 Case Management Conference is continued to
18 _____. Plaintiffs are directed to file notice with this Court within 5 court-days of
19 the Ninth Circuit issuing its final disposition in *Peruta v. County of San Diego*, Case No.: 10-56971
20 and *Richards v. Prieto (Yolo County)*, Case No.: 11-16255.

21 _____
22 EDWARD M. CHEN
United States District Court Judge